THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.22411 of 1998

Dated:13.06.2007

Between
1.P.Balakrishna

.....Petitioner

and

1. Sri Krishnadevaraya University,
Rep., by its Registrar, Anantapur and
another.

...Respondents

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W.P.No.22411 of 1998

ORDER:

This writ petition is filed seeking a Mandamus to declare that the post of Library Assistant and the post of Technical Assistant are equivalent posts and the petitioner is entitled to be continued as Library Assistant with the scale of pay attached to the post of Library Assistant and further direct the respondents to re-designate the petitioner as Library Assistant and pay him the regular scale of pay attached to the post of Library Assistant.

It is the case of the petitioner that he was appointed as a Technical Assistant in the respondent- Sri Krishnadevaraya University, Anantapur on

09.04.1991. The petitioner made a representation to consider his case for the post of Library Assistant and convert him to the said post and also pay the salary attached to the post of Library Assistant.

A detailed counter affidavit has been filed by the 1st respondent denying the allegations made by the petitioner. It is asserted that there are no regular vacancies of Technical Assistants available in the respondent-University. However, on adhoc basis, the petitioner was appointed as Technical Assistant in the library and the post of Technical Assistant can not be equated to the Library Assistant and the petitioner cannot be converted to the post of Library Assistant.

Be that as it may, as per the submissions made by the respondent-University, in the year 2001, three Technical Assistant posts have arisen and the case of the petitioner was considered and he was appointed as a Library Technical Assistant in the respondent-

University *vide* proceedings of the Vice Chancellor dated 11.5.2001 and he is working as such as of now. Further, the regular pay scale applicable to the Library Technical Assistant was also extended to the petitioner by order dated 17.9.2001.

It appears that the petitioner filed this writ petition at a time when he was appointed as Technical Assistant on adhoc basis. Now regular posts of Technical Assistants have been sanctioned by the respondent-University and the petitioner has already been absorbed into the post of Library Technical Assistant by the first respondent-university, *vide* proceedings no.sku/estt./e1/2001, dated 11-05-2001. Therefore, no further adjudication is required in this Writ Petition and the petitioner is not entitled to be treated as a Library Assistant.

In view of the above, the writ petition is dismissed. No costs.

13-06-2007

rkk